



**Response Under 37 C.F.R. § 1.116  
Expedited Procedure  
Examining Group 1614**

*[Handwritten signature]*

PATENT  
Attorney Docket No. 061537-0036

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: ARMEDARIZ BORUNDA *et al.*

Application No.: 10/724,292

Confirmation No.: 4513

Filed: December 1, 2003

Group Art Unit: 1632

For: **RECOMBINANT ADENOVIRAL  
VECTORS AND THEIR UTILIZATION  
IN THE TREATMENT OF VARIOUS  
TYPES OF HEPATIC, RENAL AND  
PULMONARY FIBROSIS AND  
HYPERTROPHIC SCARS**

Examiner: Shin Lin Chen

U.S. Patent and Trademark Office  
Customer Window, Mail Stop **AF**  
Randolph Building  
Alexandria, VA 22314

Sir:

**NOTICE OF APPEAL TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner's **FINAL** rejection dated April 7, 2006.

1. Extension of Time

A check including the cost of \$\_\_\_\_\_ to cover the extension of time fee is enclosed.

The Commissioner is authorized to charge necessary fees for such extension of time to Deposit Account No. 50-0310.

2. Notice of Appeal Fee - 37 C.F.R. § 1.17(b)

The Appeal fee of \$250.00 (small entity) is to be charged to Deposit Account No. 50-0310.

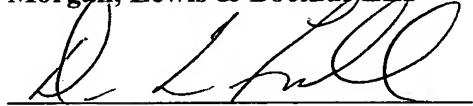
The Commissioner is authorized to charge \$250.00 for the Notice of Appeal Fee to Deposit Account No. 50-0310.

3. Constructive Petition

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: October 6, 2006  
Morgan, Lewis & Bockius LLP  
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Washington, D.C. 20004  
202-739-3000

Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

  
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